



08-06-03

1647

EXPRESS MAIL NO. EL852691643US

PTO/SB/21 (05-03)

Approved for use through 04/03/2003. OMB 0651-0 031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**(To be used for all correspondence
after initial filing)

Application Number	09/692,945
Filing Date	October 20, 2000
First Named Inventor	Nobuyuki Itoh
Group Art Unit	1647
Examiner Name	David S. Romeo
Attorney Docket No.	60219-6/PP-16770-001

RECEIVED

AUG 08 2003


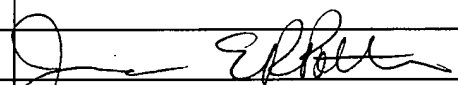
TECH CENTER 1600/2900

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> CD(s), Number of CD(s)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Amendment/Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Declaration	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Information Disclosure Statement; Form PTO-1449	<input type="checkbox"/> Statement under 37 CFR 3.73(b)	<input checked="" type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Cited References	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Small Entity Statement	_____
<input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53	<input type="checkbox"/> Request for Refund	_____
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		_____

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Individual Name	Jane E. R. Potter, Registration No. 33,332	 27476 PATENT TRADEMARK OFFICE
Signature		
Date	August 4, 2003	

CERTIFICATE OF FACSIMILE TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date specified below.

Typed or printed name		
Signature	SENT VIA EXPRESS MAIL	Date:

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



EXPRESS MAIL NO. EL852691643US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Nobuyuki Itoh et al.
Application No. : 09/692,945
Filed : October 20, 2000
For : HUMAN FGF-20 GENE AND GENE EXPRESSION PRODUCTS

Examiner : David S. Romeo
Art Unit : 1647
Docket No. : 60219-6/PP-16770.001
Date : August 4, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

#10
B.g.
8/16/03
RECEIVED
AUG 08 2003
TECH CENTER 1600/2900

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents:

In response to the Restriction Requirement dated July 2, 2003, applicant hereby elects Group V, claims 24-27, for examination at this time. The response was due August 2, 2003, which was a Saturday, and is timely filed, without the need for a Petition for Extension of Time and fee, on Monday, August 4, 2003.

Although applicants have elected a group herein, applicants traverse the requirement on the grounds that it would not be an undue burden to perform a search related to the sequences and uses of two proteins, namely human and rat FGF-20 as disclosed and claimed herein. A sequence search would be expected to yield documents, if any, relevant to the sequences and methods of use. A word search would similarly yield such documents. Thus, it is submitted that a search of any of the groups would yield a similar set of prior art documents, to the extent that such prior art exists. Favorable consideration of the elected claims is earnestly solicited.

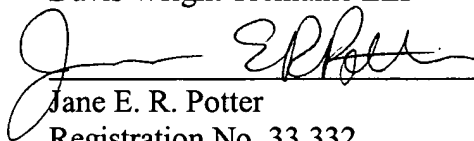
If questions remain regarding this application, the Examiner is invited to contact the undersigned at (206) 628-7650.



27476

PATENT TRADEMARK OFFICE

Respectfully submitted,
Nobuyuki Itoh et al.
Davis Wright Tremaine LLP



Jane E. R. Potter
Registration No. 33,332

2600 Century Square
1501 Fourth Avenue
Seattle, WA 98101-1688
Phone: (206) 628-3150
Facsimile: (206) 628-7699